



OFFICE OF
THE CHAIRMAN

EX PARTE OR LATE FILED

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON

APR 23 1993

DOCKET FILE COPY ORIGINAL

Docket
272
mail stop
RECEIVED

APR 27 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Fortney Pete Stark
House of Representatives
239 Cannon House Office Bldg.
Washington, DC 20515-0509

Dear Congressman Stark:

This is in response to your letter of April 1, 1993, addressing the effect on domestic equipment manufacturers of the Commission's proposals in ET Docket No. 92-9 to reallocate and rechannelize five bands above 3 GHz for use by fixed microwave licensees currently operating in the 2 GHz band.

The Commission's proposals were based upon proposals contained in petitions filed by the Utilities Telecommunications Council and Alcatel Network Systems, Inc. These petitions were placed on public comment, and no party suggested that the proposed channeling schemes might adversely impact domestic manufacturers. After the Commission proposed rules based on the petitions several U.S. equipment manufacturers expressed concern that the scheme of the proposed rechannelization plans would place U.S. equipment manufacturers at a competitive disadvantage. These manufacturers have submitted alternative rechannelization proposals for the Commission's consideration and briefed Commission staff on their views and alternative proposals.

I have directed the Commission's staff to thoroughly evaluate all of the rechanneling schemes and arguments presented in the record and want to assure you that the Commission will carefully consider the impact of our decision on the competitive position of U.S. companies. I have directed the Secretary to place a copy of your letter in the file of ET Docket No. 92-9 for this purpose.

Sincerely,

James H. Quello
Chairman

No. of Copies rec'd _____
List A B C D E

FORTNEY PETE STARK
THIRTEENTH DISTRICT, CALIFORNIA

CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES
WASHINGTON, D.C. 20515

COMMITTEES:
WAYS AND MEANS
DISTRICT OF COLUMBIA

April 1, 1993

PV
JHQ
OET
docket

1667

The Honorable James H. Quello
Chairman
Federal Communications Commission
1919 K St., NW
Washington, DC 20554

Dear Mr. Chairman:

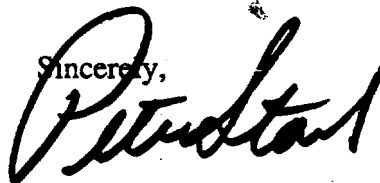
I am writing to express my concern that the Commission's proposed channelization plan, detailed in the Further Notice of Proposed Rulemaking in ET Docket 92-9, may seriously disadvantage U.S. microwave equipment manufacturers.

I understand that the proposed plan to relocate 2 GHz industrial users to higher bands, using a 1.6 MHz bandwidth base in the 4,6,10, and 11 GHz bands, would give a single foreign-owned manufacturer a virtual two-year monopoly while U.S. manufacturers re-tool to the new standards. These U.S. companies, which currently serve 70% of this market, may be effectively driven out of the U.S. market to the detriment of microwave equipment users and American workers.

In the interest of competition and a wider market selection of vendors for users in these new bands, I urge you to consider the interests of U.S. manufacturers who are ready to enter this new market if the Commission adopts the channel plan specifying 1.25 MHz bandwidth building blocks in the 4,6,10, and 11 GHz bands. Under the alternative 1.25 MHz-based channel plan, all suppliers, U.S. and foreign-owned, could compete fairly under these standards.

I appreciate your consideration and look forward to a channelization plan that maximizes competitiveness and product selection in this market.

Sincerely,



Pete Stark
Member of Congress

cc: Hon. Ervin Duggan
Hon. Andrew Barrett
Hon. Sherrie Marshall
Dr. Thomas P. Stanley, Chief Engineer *

